

House File 562 - Introduced

HOUSE FILE _____
BY COMMITTEE ON NATURAL RESOURCES

(SUCCESSOR TO HSB 45)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to civil damages payable for unlawful taking of
2 certain animals and fish.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1396HV 82
5 av/je/5

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1 1 Section 1. Section 481A.130, subsection 1, paragraphs d
1 2 and e, Code 2007, are amended to read as follows:
1 3 d. For each ~~fish~~, reptile, mussel, or amphibian, fifteen
1 4 dollars.
1 5 e. For each beaver, bobcat, mink, otter, red fox, gray
1 6 fox, or raccoon, two hundred dollars.
1 7 Sec. 2. Section 481A.130, subsection 1, Code 2007, is
1 8 amended by adding the following new paragraph:
1 9 NEW PARAGRAPH. i. For each fish, reimbursement shall be
1 10 as follows:
1 11 (1) For each fish of a species with an established daily
1 12 limit greater than twenty=five, fifteen dollars.
1 13 (2) For each fish of a species other than paddlefish,
1 14 muskellunge, largemouth bass, smallmouth bass, walleye,
1 15 northern pike, channel catfish, flathead catfish, rainbow
1 16 trout, brown trout, or brook trout, with an established daily
1 17 limit of twenty=five or less, fifty dollars.
1 18 (3) For each paddlefish, five hundred dollars.
1 19 (4) For each muskellunge, five hundred dollars plus one
1 20 hundred dollars for each inch over fifty inches.
1 21 (5) For each largemouth bass, fifty dollars plus fifty
1 22 dollars for each inch over twenty=two inches.
1 23 (6) For each smallmouth bass, fifty dollars plus fifty
1 24 dollars for each inch over twenty inches.
1 25 (7) For each walleye, fifty dollars plus fifty dollars for
1 26 each inch over twenty=eight inches.
1 27 (8) For each northern pike, fifty dollars plus fifty
1 28 dollars for each inch over thirty=four inches.
1 29 (9) For each channel catfish, fifty dollars plus fifty
1 30 dollars for each inch over thirty inches.
1 31 (10) For each flathead catfish, fifty dollars plus fifty
1 32 dollars for each inch over twenty=eight inches.
1 33 (11) For each rainbow trout, fifty dollars plus fifty
1 34 dollars for each inch over eighteen inches.
1 35 (12) For each brown trout, fifty dollars plus fifty
2 1 dollars for each inch over eighteen inches.
2 2 (13) For each brook trout, fifty dollars plus fifty
2 3 dollars for each inch over fifteen inches.
2 4 Sec. 3. Section 481A.130, Code 2007, is amended by adding
2 5 the following new subsection:
2 6 NEW SUBSECTION. 4. This section is not applicable to a
2 7 person who is liable to pay restitution to the department
2 8 pursuant to section 481A.151 for injury to a wild animal
2 9 caused by polluting a water of this state.

EXPLANATION

2 11 This bill relates to the civil damages payable for the
2 12 unlawful taking of certain animals and fish.
2 13 The bill raises the fine for illegally taking a bobcat from
2 14 \$50 to \$200.
2 15 The bill changes the method for calculating damages for
2 16 illegally taking fish. Presently the damages for taking any
2 17 fish are \$15 per fish.

2 18 The bill provides that the damages for taking a fish of a
2 19 species with an established daily limit of greater than 25
2 20 remains \$15 per fish and provides that the damages for taking
2 21 a fish of a species with an established daily limit of 25 or
2 22 less is \$50, with some exceptions.

2 23 The exceptions include a paddlefish which is \$500, a
2 24 muskellunge which is \$500 plus \$100 for each inch over 50
2 25 inches, and a largemouth bass, smallmouth bass, walleye,
2 26 northern pike, channel catfish, flathead catfish, rainbow
2 27 trout, brown trout, and brook trout, which is \$50 plus \$50 per
2 28 inch over a specified size, depending on the species of the
2 29 fish.

2 30 The bill also specifies that the civil damage provisions
2 31 contained in the bill are not applicable to a person who is
2 32 liable to pay restitution pursuant to Code section 481A.151
2 33 for injuries to wild animals, including fish, caused by
2 34 polluting a water of this state.

2 35 LSB 1396HV 82

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